Case 23-10017-CMGpT Doc 45 Filed 03/23/24

DISTRICT OF NEW JERSEY

Certificate of Notice

Entered 03/24/24 00:16:07

Desc Imaged

Caption in Compliance with D.N.J. LBR 9004-1(b)

WAU 24-030237

LOGS Legal Group LLP

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Mount Laurel, NJ 08054

(856) 793-3080

Elizabeth L. Wassall, Esq. 023211995

ATTORNEYS FOR WELLS FARGO BANK, N.A.,

D/B/A WELLS FARGO AUTO

In Re:

THOMAS R. YESUVIDA,

**DEBTOR** 

Page 1 of 4 to the later of the

Order Filed on March 20, 2024 by Clerk U.S. Bankruptcy Court District of New Jersey

Case No.: 23-10017-CMG

Judge: HONORABLE CHRISTINE M.

**GRAVELLE** 

Chapter: 13

#### CONSENT ORDER RESOLVING MOTION TO VACATE AUTOMATIC STAY

The relief set forth on the following pages, numbered two (2) through two (2) is hereby ORDERED.

**DATED: March 20, 2024** 

Honorable Christine M. Gravelle United States Bankruptcy Judge

# Case 23-10017-CMG Doc 45 Filed 03/23/24 Entered 03/24/24 00:16:07 Desc Imaged Certificate of Notice Page 2 of 4

This matter being opened to the Court by LOGS Legal Group LLP, Attorneys for Wells Fargo Bank, N.A., d/b/a Wells Fargo Auto, hereinafter "Secured Creditor", upon the filing of a Notice of Motion for an Order Vacating Stay in a Chapter 13 Case for failure of the Debtor to make post-petition payments on a vehicle installment contract obligation, and due notice of said Motion and the supporting Certification having been given to the Trustee, the Debtor and the attorney for the Debtor, if any AND CONSENT OF THE PARTIES APPEARING HEREON and for good cause shown,

- 1. As of February 15, 2024, Debtor is delinquent in post-petition payments on the 2015 Toyota Highlander [VIN 5TDDKRFH4FS202231] for the months of November 3, 2023 in the (partial) amount of \$585.60, and December 3, 2023 through and including February 3, 2024 in the amount of \$689.60 each, for a total post-petition delinquency amount of \$2,654.40 due to the Secured Creditor.
- 2. To cure the delinquency of \$2,654.40 outlined in Paragraph one (1) above, Debtor shall remit monthly cure payments of \$442.40 for the months of March 3, 2024 through and including August 3, 2024, directly to Secured Creditor.
- 3. Starting March 3, 2024, Debtor shall also maintain all contractually due post-petition payments, which currently amount to \$689.60 monthly, directly to Secured Creditor.
- 4. If the Debtor fails to make any payments detailed in this Consent Order within thirty (30) days of the date the payments are due, or if any of the funds paid fail to clear for insufficient funds or are dishonored for any reason, then the Secured Creditor may send Debtor and Debtor's Counsel a written notice of default of this Consent Order. If the default is not cured within ten (10) days of such notice, Secured Creditor may obtain an Order Vacating the Automatic Stay as to the Collateral by submitting a Certification of Default to the Bankruptcy Court, specifying the Debtor's failure to comply with this Consent Order, with a copy of any application, supporting certification, and proposed Order to be served on the Chapter 13 Standing Trustee, Debtor's Counsel and Debtor as required by the local bankruptcy rules.

3-4-2024

We hereby consent to the form, content, and entry of the within Order.

LOGS Legal Group LLP

/s/Elizabeth L. Wassall

Attorney for the Debtor

	Date:
Elizabeth L. Wassall, Esquire	
Attorney for the Secured Creditor	
Carrie J. Boyle, Esquire	Date: 3/1/24

## Case 23-10017-CMG Doc 45 Filed 03/23/24 Entered 03/24/24 00:16:07 Desc Imaged Certificate of Notice Page 3 of 4

United States Bankruptcy Court District of New Jersey

In re: Case No. 23-10017-CMG

Thomas R Yesuvida Chapter 13

Debtor

CERTIFICATE OF NOTICE

District/off: 0312-3 User: admin Page 1 of 2
Date Rcvd: Mar 21, 2024 Form ID: pdf903 Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 23, 2024:

Recipi ID Recipient Name and Address

db + Thomas R Yesuvida, 387 Frog Pond Road, Little Egg Harbor Tw, NJ 08087-9700

TOTAL: 1

 $Notice \ by \ electronic \ transmission \ was \ sent \ to \ the \ following \ persons/entities \ by \ the \ Bankruptcy \ Noticing \ Center.$ 

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

### **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

#### NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 23, 2024 Signature: /s/Gustava Winters

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 21, 2024 at the address(es) listed below:

Name Email Address

Albert Russo

docs@russotrustee.com

Carrie J. Boyle

on behalf of Debtor Thomas R Yesuvida cboyle@b-vlaw.com

tking@b-vlaw.com; lgrigley@b-vlaw.com; carrie.boyle@comcast.net; jpryor@b-vlaw.com; lgrigley@b-vlaw.com; lgrigle

Denise E. Carlon

on behalf of Creditor FORECLOSE IN THE NAME OF LAKEVIEW LOAN SERVICING LLC WHETHER THEFORECLOSURE IS JUDICIAL OR NONJUDICIAL. dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com

Denise E. Carlon

on behalf of Creditor LAKEVIEW LOAN SERVICING LLC dcarlon@kmllawgroup.com, bkgroup@kmllawgroup.com

Elizabeth L. Wassall

on behalf of Creditor Wells Fargo Bank N.A. dba Wells Fargo Auto ewassall@logs.com,

njbankruptcynotifications@logs.com;logsecf@logs.com

Case 23-10017-CMG Doc 45 Filed 03/23/24 Entered 03/24/24 00:16:07 Desc Imaged Certificate of Notice Page 4 of 4

District/off: 0312-3 User: admin Page 2 of 2
Date Rcvd: Mar 21, 2024 Form ID: pdf903 Total Noticed: 1

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 6